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**Rules of**  
**Department of Social Services**  
**Division 40—Division of Family Services**  
**Chapter 34—Homeless, Dependent and Neglected**  
**Children**

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### Title 13—DEPARTMENT OF SOCIAL SERVICES

#### Division 40—Division of Family Services Chapter 34—Homeless, Dependent and Neglected Children

##### 13 CSR 40-34.010 Foster Family Home (Rescinded November 11, 1982)

*AUTHORITY:* section 207.020, RSMo 1978. Original rule filed Dec. 30, 1975, effective Jan. 9, 1976. Rescinded: Filed Aug. 6, 1982, effective Nov. 11, 1982.

##### 13 CSR 40-34.011 Foster Care Definitions (Rescinded February 11, 1983)

*AUTHORITY:* section 207.020, RSMo 1985 and 210.506, RSMo Supp. 1982. Original rule filed Aug. 6, 1982, effective Nov. 11, 1982. Emergency rescission filed Nov. 1, 1982, effective Nov. 11, 1982, expired Feb. 10, 1983. Rescinded: Filed Nov. 1, 1982, effective Feb. 11, 1983.

##### 13 CSR 40-34.012 Rates for Foster Care

*PURPOSE:* This rule establishes criteria for reimbursement for foster care.

(1) The Division of Family Services shall expend general revenue for the cost of care in licensed foster homes, licensed residential care facilities for children in the care and custody of the Division of Family Services or in the care and custody of the Juvenile Division of the Circuit Court as specified in section 210.292, RSMo (1986), except for federal funds expended for refugees as defined in section (2).

(2) The Division of Family Services shall expend federal funds for the cost of care for eligible refugees as defined by the Refugee Act of 1980 in Public Law 96-212.

(3) The maximum rates for foster care including room and board, clothing and incidental expenses for homeless, dependent and neglected children which are subject to reimbursement are—one hundred thirty-nine dollars (\$139) for ages zero to five (0–5) years; one hundred seventy dollars (\$170) for ages six to twelve (6–12) years and one hundred eight-seven dollars (\$187) for ages thirteen (13) and over.

(4) The division will reimburse for room and board based upon the maximum rates for fos-

ter care for homeless, dependent and neglected children minus other sources of income.

(5) For reimbursement of care beyond the rates specified in section (3) prior authorization from the division shall be required.

*AUTHORITY:* section 207.020, RSMo 1986.\* Original rule filed June 28, 1983, effective Nov. 11, 1983.

\*Original authority: 207.020, RSMo 1945, amended 1961, 1965, 1977, 1981, 1982.

##### 13 CSR 40-34.020 Eligibility (Rescinded November 11, 1983)

*AUTHORITY:* section 207.020, RSMo 1978. Original rule filed Dec. 30, 1975, effective Jan. 9, 1976. Amended: Filed Aug. 18, 1977, effective Dec. 11, 1977. Rescinded: Filed June 28, 1983, effective Nov. 11, 1983.

##### 13 CSR 40-34.030 Reimbursement for Clothing (Rescinded November 11, 1983)

*AUTHORITY:* section 207.020, RSMo 1978. Original rule filed Dec. 30, 1975, effective Jan. 9, 1976. Rescinded: Filed June 28, 1983, effective Nov. 11, 1983.

##### 13 CSR 40-34.040 Rates for Foster Care (Rescinded November 11, 1983)

*AUTHORITY:* section 207.020, RSMo. Original rule filed Dec. 30, 1975, effective Jan. 9, 1976. Rescinded: Filed June 28, 1983, effective Nov. 11, 1983.

##### 13 CSR 40-34.050 Vietnamese and Cambodian Refugees (Rescinded November 11, 1983)

*AUTHORITY:* section 207.020, RSMo 1978. Original rule filed Dec. 30, 1975, effective Jan. 9, 1976. Rescinded: Filed June 28, 1983, effective Nov. 11, 1983.

##### 13 CSR 40-34.060 Parental Support

*PURPOSE:* This rule establishes the requirement that the Division of Family Services will explore parental capacity to support a child or children who must be placed in foster care and then recommend to the Juvenile Court that the parents be ordered to support or partially support.

(1) In order that children, who must be placed in foster care, receive the benefit of continuing parental financial support and to prevent unnecessary cost to the state, appropriate Division of Family Services staff shall—

(A) Assess the capacity of the child's parent(s) to contribute all or part of the child's support while in care; and

(B) Recommend to the Juvenile Court that the child's parent(s) be ordered to contribute the appropriate level of support.

*AUTHORITY:* section 207.020, RSMo 1986.\* Original rule filed Aug. 6, 1982, effective Nov. 11, 1982.

\*Original authority: 207.020, RSMo 1945, amended 1961, 1965, 1977, 1981, 1982.

##### 13 CSR 40-34.070 Payment to School Districts for Special Education Services for Children in the Custody of the Division of Family Services and Placed in Residential Treatment Facilities

*PURPOSE:* This rule establishes criteria for payment to school districts which are not the domicile school district for special education services provided to children in residential treatment facilities and in Division of Family Services custody.

*PUBLISHER'S NOTE:* The secretary of state has determined that the publication of the entire text of the material which is incorporated by reference as a portion of this rule would be unduly cumbersome or expensive. Therefore, the material which is so incorporated is on file with the agency who filed this rule, and with the Office of the Secretary of State. Any interested person may view this material at either agency's headquarters or the same will be made available at the Office of the Secretary of State at a cost not to exceed actual cost of copy reproduction. The entire text of the rule is printed here. This note refers only to the incorporated by reference material.

(1) The Division of Family Services shall expend general revenue for the cost of special education services provided to children placed by the division in residential treatment facilities away from their domicile school districts.

(2) School districts shall submit special education services charges to the division no later than October 1 of each year for the preceding school year.



(3) School districts shall use forms prescribed by the division when submitting requests for payment.

*AUTHORITY: sections 162.970 and 207.020, RSMo 1986.\* This rule was previously filed as 13 CSR 40-34.020. Original rule filed Sept. 6, 1989, effective Dec. 28, 1989.*

*\*Original authority: 207.020, RSMo 1945, amended 1961, 1965, 1977, 1981, 1982, 1986.*